

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

BLUE HILLS OFFICE PARK LLC,

Plaintiff, Defendant-in-Counterclaim.

v.

Civil Action No. 05-CV-10506 (WJY)

J.P. MORGAN CHASE BANK, as Trustee for the  
Registered Holders of Credit Suisse First Boston  
Mortgage Securities Corp., Commercial Mortgage  
Pass-Through Certificates, Series 1999-C1.,

Defendant, Plaintiff-in-Counterclaim

and

CSFB 1999 – C1 ROYALL STREET, LLC;

Defendant, Plaintiff-in-Counterclaim,

v.

WILLIAM LANGELIER and GERALD  
FINEBERG,

Defendants-in-Counterclaim.

**MOTION TO COMPEL OF DEFENDANTS AND PLAINTIFFS-IN-COUNTERCLAIM**  
**CSFB 1999 – C1 ROYALL STREET, LLC AND J.P. MORGAN CHASE BANK**

Pursuant to Fed. R. Civ. P. 37 (a) and (b), defendants and plaintiffs-in-counterclaim  
CSFB 1999 – C1 Royall Street, LLC (“CSFB”) and J.P. Morgan Chase Bank, Trustee (“J.P.  
Morgan”) (together, the “Defendants”) hereby move to compel responses to certain of their

discovery requests.<sup>1</sup> In support of this motion, CSFB and J.P. Morgan submit the accompanying memorandum.

**REQUEST FOR ORAL ARGUMENT**

CSFB and J.P. Morgan hereby request a hearing on this motion.

Respectfully submitted,

CSFB 1999-C1 ROYALL STREET, LLC,  
and J.P. MORGAN CHASE BANK,

By their attorneys,

/s/ Bruce E. Falby

E. Randolph Tucker, BBO #503845

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Dated: February 17, 2006

**CERTIFICATION UNDER MASS. R. CIV. P. 37(a)(2)(B) AND LOCAL RULE 37.1**

I hereby certify that the provisions of Local Rule 37.1 have been complied with. Counsel for defendants and plaintiffs-in-counterclaim CSFB 1999-C1 Royall Street, LLC and J.P. Morgan Chase Bank have conferred with counsel for plaintiff Blue Hills Office Park LLC and defendants-in-counterclaim William Langelier and Gerald Fineberg in a good-faith attempt to resolve or narrow the issues presented in the foregoing motion to compel discovery responses.

/s/ Bruce E. Falby

Bruce E. Falby, Esq.

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<sup>1</sup> The discovery requests were propounded on behalf of CSFB and Credit Suisse First Boston Mortgage Securities Corp. Subsequently, J.P. Morgan was substituted for Credit Suisse First Boston Mortgage Securities Corp. pursuant to an assented-to motion filed by Blue Hills Office Park LLC.